

REMARKS/ARGUMENTS

This Amendment is being filed in response to the Office Action dated March 27, 2008. Reconsideration and allowance of the application in view of the amendments made above and the remarks to follow are respectfully requested.

Claims 1, 2, 4-14 are pending in the Application. By means of the present amendment, claims 1, 2, 4-14 are amended including for better conformance to U.S. practice, such as deleting reference numerals typically used in European practice that are known to not limit the scope of the claims. Further amendments include changing "characterized in that" to --wherein--, correcting typographical errors, amending dependent claims to begin with "The", as well as correcting certain informalities noted upon review of the claims. By these amendments, claims 1, 2, 4-14 are not amended to address issues of patentability and Applicants respectfully reserve all rights under the Doctrine of Equivalents. Applicants furthermore reserve the right to reintroduce subject matter deleted herein at a later time during the prosecution of this application or continuing applications.

Applicant(s) thank(s) the Examiner for acknowledging the claim for priority and receipt of certified copies of all the priority document(s).

Claims 3, 9-13 and 14 is rejected under 35 U.S.C. §112, second paragraph as allegedly being indefinite. It is respectfully submitted that the amendments to the claims discussed above renders these rejections moot. Accordingly, it is respectfully submitted that claims 9-14 are in proper form and it is respectfully requested that these rejections under 35 U.S.C. §112, second paragraph, be withdrawn.

Claims 1-6 and 14 are rejected under 35 U.S.C. §102(b) as allegedly anticipated by U.S. Patent No. 6,463,026 to Anderson ("Anderson"). Claim 7 is rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Anderson.

It is respectfully submitted that claims 1, 2, 4-14 are allowable over Anderson for at least the following reasons.

Anderson merely shows a removable/printable label that is made to be affixed to the disk. As noted in the Office Action (see, page 3), the labels of Anderson are written on by hand and as such are not written along the tracks of the record carrier.

It is respectfully submitted that the method of claim 1 is not

anticipated or made obvious by the teachings of Anderson. For example, Anderson does not disclose or suggest, a method that amongst other patentable elements, comprises (illustrative emphasis added) "a physical parameter that is utilized for writing data onto tracks of the recordable record carrier, the method comprising acts of: ... converting the label information into label data configured for writing along the tracks of the recordable record carrier along with other data stored on the record carrier, writing the label information along the tracks of the record carrier using the parameter information" as recited in claim 1, and as similarly recited in claim 14.

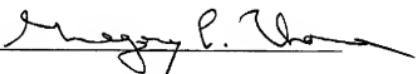
Based on the foregoing, the Applicants respectfully submit that independent claims 1 and 14 are patentable over Anderson and notice to this effect is earnestly solicited. Claims 2, 4-13 depend from claim 1 and accordingly are allowable for at least this reason as well as for the separately patentable elements contained in each of the claims. Accordingly, separate consideration of each of the dependent claims is respectfully requested.

In addition, Applicants deny any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of

argument not addressed would appear to be moot in view of the presented remarks. However, the Applicants reserve the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

Applicants have made a diligent and sincere effort to place this application in condition for immediate allowance and notice to this effect is earnestly solicited.

Respectfully submitted,

By 

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